

ANDRUS ANDERSON LLP

Lori E. Andrus (SBN 205816)

lori@andrusanderson.com

Jennie Lee Anderson (SBN 203586)

jennie@andrusanderson.com

1438 Market Street

San Francisco, CA 94102

Phone: (415) 896-1000

Fax: (415) 896-2249

ARBOGAST & BERNS LLP

David M. Arbogast (SBN 167571)

darbogast@law111.com

Jeffrey K. Berns, Esq. (SBN 131351)

jberns@law111.com

19510 Ventura Boulevard, Suite 200

Tarzana, California 91356

Phone: (818) 961-2000

Fax: (818) 867-4820

[Additional counsel listed on signature page]

Attorneys for Plaintiff and all others Similarly Situated

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

JAY RALSTON, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

MORTGAGE INVESTORS GROUP, INC.,
MORTGAGE INVESTORS GROUP, a general
partnership, AND DOES 1-10,

Defendants.

CASE NO. 5:08-cv-00536-JF (RSx)

CLASS ACTION

**REQUEST FOR SUBSTITUTION OF
ATTORNEYS**

Complaint Filed: January 24, 2008
Trial Date: Not set yet.

TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Plaintiff JAY RALSTON requests the following substitution:

Former legal representatives:

Paul R. Kiesel, Esq.

Patrick DeBlase, Esq.

Michael C. Eyerly, Esq.

KIESEL BOUCHER LARSON LLP

8648 Wilshire Boulevard

Beverly Hills, California 90211

Phone: (310) 854-4444

Fax: (310) 854-0812

New legal representatives:

Jeffrey K. Berns, Esq. (SBN 131351)

ARBOGAST & BERNS LLP

19510 Ventura Boulevard, Suite 200

Tarzana, California 91356

Phone (818) 961-2000

Fax: (818) 867-4820

The party requesting substitution is Plaintiff, JAY RALSTON.

I CONSENT TO THIS SUBSTITUTION:

Dated: January 30, 2009

/s/ Jay Ralston

Plaintiff, JAY RALSTON

I CONSENT TO THIS SUBSTITUTION: (FORMER ATTORNEY)

Dated: February 6, 2009

/s/ Paul Kiesel

Paul Kiesel, Esq.

KIESEL BOUCHER LARSON LLP

Dated: February 6, 2009

/s/ Michael Eyerly

Michael Eyerly, Esq.

KIESEL BOUCHER LARSON LLP

Dated: February 6, 2009

/s/ Patrick Deblase

Patrick DeBlase, Esq.

KIESEL BOUCHER LARSON LLP

I CONSENT TO THIS SUBSTITUTION: (NEW ATTORNEYS)

DATED: February 13, 2009

ARBOGAST & BERNS LLP

By: /s/ Jeffrey K. Berns

Jeffrey K. Berns, Esq.
19510 Ventura Boulevard, Suite 200
Tarzana, California 91356.
Phone: (818) 961-2000
Fax: (818) 867-4820

Lori E. Andrus, Esq.
Jennie Lee Anderson, Esq.
ANDRUS ANDERSON LLP
1438 Market Street
San Francisco, CA 94102
Phone: (415) 896-1000
Fax: (415) 896-2249

Gerson H. Smoger, Esq.
Steven M. Bronson, Esq.
SMOGER & ASSOCIATES
3175 Monterey Blvd
Oakland, CA, 94602-3560
Tel: (510) 531-4529
Fax: (510) 531-4377


Attorneys for Plaintiff, JAY RALSTON, and all others
Similarly Situated

[PROPOSED] ORDER

Upon consideration of all the papers submitted in connection herewith, and good cause
appearing, the Request for Substitution of Attorneys is here by granted.

IT IS SO ORDERED

Dated: 2/23, 2009



Hon. Jeremy Fogel
District Court Judge

ECF CERTIFICATION

Pursuant to General Order No. 45, § X.B., the filing attorney attests that she has obtained concurrence regarding the filing of this document from the signatories to the document.

Dated: February 13, 2009

By: /s/ Jennie Lee Anderson

Jennie Lee Anderson

Andrus Anderson LLP

Attorneys for Plaintiff and the Proposed Class

CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2009, I electronically filed the above document using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: February 13, 2009

By: /s/ Jennie Lee Anderson

Jennie Lee Anderson

Andrus Anderson LLP

Attorneys for Plaintiff and the Proposed Class